

# MOUNTAIN WATER DISTRICT

P.S.C. KY No. 1

Cancels P.S.C. KY No.

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**MOUNTAIN WATER DISTRICT**

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OF

Pike County, Kentucky

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Rates, Rules and Regulations for Furnishing  
Water Service

IN

All of Pike County, Kentucky Except  
Incorporated Areas and Area of Sandy Valley Water District

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Filed with the PUBLIC SERVICE COMMISSION OF  
KENTUCKY

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

ISSUED: August 20, 1987

EFFECTIVE: May 7, 1987 <sup>MAY 07 1987</sup>

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

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BY: George L. Lee  
PUBLIC SERVICE COMMISSION MANAGER

ISSUED BY: Mountain Water District

BY:

Leon Huffman  
Chairman

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FOR Entire Service Area  
Community, Town or City

P.S.C. KY. NO. 1

Eighth Revised SHEET NO. 2

CANCELLING P.S.C. KY. NO. 1

Seventh Revised SHEET NO. 2

**MOUNTAIN WATER DISTRICT**  
(Name of Utility)

**RATE AND CHARGES**

**MONTHLY RATES**

**CURRENT RATE**

**5/8 x 3/4 - inch**

First 2,000 Gallons  
Next 8,000 Gallons  
Over 10,000 Gallons

\$18.06 Minimum Bill  
\$6.03 Per 1,000 Gallons  
\$5.24 Per 1,000 Gallons

**1 inch**

First 5,000 Gallons  
Next 5,000 Gallons  
Over 10,000 Gallons

\$36.15 Minimum Bill  
\$6.03 Per 1,000 Gallons  
\$5.24 Per 1,000 Gallons

**2 inch**

First 20,000 Gallons  
Over 20,000 Gallons

\$118.70 Minimum Bill  
\$5.24 Per 1,000 Gallons

**3 inch**

First 30,000 Gallons  
Over 30,000 Gallons

\$171.10 Minimum Bill  
\$5.24 Per 1,000 Gallons

**4 inch**

First 50,000 Gallons  
Over 50,000 Gallons

\$275.90 Minimum Bill  
\$5.24 Per 1,000 Gallons

**6 inch**

First 100,000 Gallons  
Over 100,000 Gallons

\$537.90 Minimum Bill  
\$5.24 Per 1,000 Gallons

Wholesale rate for Martin County  
Water District

\$1.80 Per 1,000 Gallons

Line Leak Adjustment Rate

\$3.37 Per 1,000 Gallons

DATE OF ISSUE 01-13-03

Month / Date / Year

DATE EFFECTIVE 12-15-02

Month / Date / Year

ISSUED BY: Will Brown  
(Signature of Officer)

TITLE: Superintendent

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2002-00467 DATED 01-13-03

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

DEC 15 2002

PURSUANT TO 807 KAR 5.011  
SECTION 9 (1)

BY: Charles L. Brown  
EXECUTIVE DIRECTOR

Form for filing Rate Schedules

For: Entire Service Area  
Community, Town or City  
P.S.C. KY NO. 1  
Original Sheet No. 2.1

Mountain Water District  
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

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Surcharge

\$0.45 per 1,000 Gallons Limited to  
three years or \$831,675 collected.  
To become effective August 11, 1998.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

AUG 11 1998

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

BY: Stephan O. Bell  
SECRETARY OF THE COMMISSION

DATE OF ISSUE: August 18, 1997

DATE EFFECTIVE: August 11, 1998

ISSUED BY: Will Brown  
Name of Officer

TITLE: Manager

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 96-126 dated August 11, 1997.

Mountain Water District

For: Entire Service Area

P.S.C. Ky No. 1

Fifth Revised Sheet No. 3

Cancelling P.S.C. Ky No. 1

Fourth Revised Sheet No. 3

### CLASSIFICATION OF SERVICE

Meter Rates for Monthly Usage in accordance with an order of the Public Service Commission of Kentucky in Case No. 95.280 dated July 21, 1995.

A surcharge of \$.90 per 1,000 gallons will be assessed to all customers until specific arrearages to Mountain Water Districts' water suppliers have been paid in accordance with the Stipulations and Recommendations approved by the Public Service Commission in Case No. 95-296.

Wholesale Rate for Nolin Public Service District  
All Usage is \$1.87 per 1,000 gallons

Wholesale Rate for City of Pikeville  
All usage is \$1.31 per 1,000 gallons

As per contract with the South Williamson Development Company, the following charges will be billed to users within the Southside Mall. These charges are not a part of the DISTRICT'S rate structure but are based on Mall charges relative to meter size.

5/8-Inch	\$ 11.30
3/4-Inch	\$ 15.05
1-Inch	\$ 33.88
1 1/2-Inch	\$ 60.27
2-Inch	\$ 80.30
3-Inch	\$ 125.47

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

APR 01 1996

PURSUANT TO 807 KAR 5.011,  
SECTION 9 (1)

Date Issued: April 1, 1996

Date Effective: April 1, 1996  
BY Jordan C. Neal  
FOR THE PUBLIC SERVICE COMMISSION

ISSUED BY: Mountain Water District, P.O. Box 3157, Pikeville,  
Kentucky 41502-3157

Will Brown  
Will Brown Superintendent

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

First Revised Sheet No. 4

Cancelling P.S.C. Ky. No. 1

Original Sheet No. 4

CLASSIFICATION OF SERVICE

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PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 26 1989

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY: Leon Huffman  
PUBLIC SERVICE COMMISSION MANAGER

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Date Issued: September 7, 1989

Date Effective: July 26, 1989

ISSUED BY: Mountain Water District, P.O. Box 3157,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

FOR Entire Service Area  
Community, Town or City

P.S.C. KY. NO. 1

SECOND REVISED SHEET NO. 5

CANCELLING P.S.C. KY. NO. 1

FIRST REVISED SHEET NO. 5

Mountain Water District  
(Name of Utility)

CLASSIFICATION OF SERVICE

Service Connection Fees in accordance with an order of the Public Service Commission of Kentucky in Case No. 2003-138 dated May 15, 2003.

Service Connection Fee Based on Meter Size for Metered Service

Size of Connection

Service Connection Charge

5/8 x 3/4-Inch<sup>1</sup>

\$575.00<sup>1</sup>

1-Inch<sup>2</sup>

Actual Cost of Construction<sup>2</sup>

over 1-Inch<sup>2</sup>

Actual Cost of Construction<sup>2</sup>

<sup>1</sup>District's standard service

<sup>2</sup>Non-standard service connection

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 01 2003

PURSUANT TO 807 KAR 5:011  
SECTION 6 (1)

BY Charles L. Dineen  
EXECUTIVE DIRECTOR

Date issued: \_\_\_\_\_

Date Effective: July 1, 2003

Issued By: Mountain Water District  
P.O. Box 3157  
Pikeville, Kentucky 41502

Toni Akers  
Toni Akers, Chairperson

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 6

Cancelling P.S.C. Ky. No.

Sheet No.

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CLASSIFICATION OF SERVICE

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Monthly Usage Charge for Special Service Sprinkler  
System or Fire Service Connection

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The monthly charge for each municipal, governmental, institutional, industrial or private connection to the water mains of the District used exclusively for fire protection purposes, based on the size of the respective connections, shall be as follows:

<u>Size of Connection</u>	<u>Monthly Charge for Usage</u>
4-Inch	\$12.50
6-Inch	\$25.00
8-Inch	\$50.00

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: George L. Lee  
PUBLIC SERVICE COMMISSION MANAGER

---

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman



FOR Entire Service Area  
Community, Town or City

P.S.C. KY. NO. 1

FIRST REVISED SHEET NO. 7

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

Mountain Water District  
(Name of Utility)

CLASSIFICATION OF SERVICE

Connection and Installation Charge for a Special Service

An Individual Fire Hydrant

For each fire hydrant contracted for order by a City, County, State or Federal governmental agency or institution, private customer, private institution, the connection and installation charge shall be \$2,100.00.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 01 2003

PURSUANT TO 807 KAR 5:011  
SECTION 9 (1)

BY Charles L. Downing  
EXECUTIVE DIRECTOR

Date issued: July 1, 2003  
Issued By: Mountain Water District  
P.O. Box 3157  
Pikeville, Kentucky 41502

Date Effective: July 1, 2003

Toni Akers  
Toni Akers, Chairperson

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 8

Cancelling P.S.C. Ky. No.

Sheet No.

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CLASSIFICATION OF SERVICE

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Monthly Usage for Fire Hydrant

Monthly charges for each fire hydrant contracted for by a City, County, State or Federal Government Institution, private customer, private industry, or private institution to be used exclusively for fire protection shall be \$12.50.

No monthly charge shall be made for fire hydrants which are contracted for by a City, County, State or Federal Governmental Institution, private customer, private industry, or private institution where such hydrants are so located to be of general benefit to the residents of the area.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 207 KAR 5:011,  
SECTION 9(1)

BY: George L. Lee  
PUBLIC SERVICE COMMISSION MANAGER

---

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 9

Cancelling P.S.C. Ky. No.

Sheet No.

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CLASSIFICATION OF SERVICE

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Monthly Usage Charge for Special Service  
Through a Multi-Unit Master Meter

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The monthly charge for customers who have requested water service through a master meter for multi-unit service shall be the larger of:

- A. The number of housing units times the minimum water charge per unit, based on the DISTRICT'S standard service meter minimum charge, or;
- B. The amount based on the average gallons used per housing unit at the current rate schedule times the number of housing units, in the multiple-unit facility.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: Sharon Little  
PUBLIC SERVICE COMMISSION MANAGER

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 10

Cancelling P.S.C. Ky. No.

Sheet No.

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CLASSIFICATION OF SERVICE

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Purchased Water Adjustment Clause

Tabulation Form to be used for purchased water adjustments in accordance with 807 KAR 5:067, Purchased Water Adjustment Clause, as adopted by the Public Service Commission.

1. Volume of water purchased for 12-month period ended \_\_\_\_\_  
(which is within 3 months of effective  
date of suppliers' rate charge)<sup>1</sup> ..... M gal.
2. Cost of new rates .....\$ \_\_\_\_\_
3. Cost of base rate .....\$ \_\_\_\_\_
4. Total change in cost (Item 2 minus Item 3)....\$ \_\_\_\_\_
5. Volume sold for same period as in Item 1..... M gal.
6. PWA per M gallons sold (Item 4 divided by  
Item 5) ..... \_\_\_\_\_

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

<sup>1</sup>Item 1 cannot, for this computation table, exceed Item 5 divided by 0.85.

BY: Leon Huffman  
PUBLIC SERVICE COMMISSION MANAGER

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Date Issued: August 20, 1987      Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 11

Cancelling P.S.C. Ky. No.

Sheet No.

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CLASSIFICATION OF SERVICE

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Purchased Water Adjustment Clause (cont.)

In the event a refund is received from the supplier for amounts previously paid, the following tabulation will be made:

1. Total refund received .....\$ \_\_\_\_\_
2. Total amount of water estimated to be sold during 2-month period beginning with the first day of the month following receipt of the refund ..... M gal.
3. Refund factor per unit of water sold (Item 1 divided by Item 2) ..... \_\_\_\_\_
4. The refund factor may be adjusted in the final month to more accurately reflect the amount refunded.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: George L. Loe  
PUBLIC SERVICE COMMISSION MANAGER

---

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 12

Cancelling P.S.C. Ky. No. 1

Sheet No.

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RULES AND REGULATIONS

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This schedule of Rules and Regulations governs the furnishing of water service by Mountain Water District hereinafter referred to as the DISTRICT and applies to all service received from the DISTRICT. No employee or individual Commissioner of the DISTRICT is permitted to make an exception to Rates, Rules or Regulations. All Rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The DISTRICT is further subject to all Rules and Regulations of the Public Service Commission even though not contained herein.

1. Scope

This Schedule of Rules and Regulations is a part of all contracts for receiving water service from the DISTRICT, and applies to all service received from the DISTRICT whether the service is based upon contract, agreement, signed application, or otherwise. A copy of this schedule, together with a copy of the DISTRICT'S Schedule of Rates and Charges, shall be kept open to inspection at the office of the DISTRICT. These Rules and Regulations are promulgated under direction and authority granted to Chapter 13 of Kentucky Revised Statutes and Administrative Regulations 807 KAR 5 established via authority of Executive Order 81-126 dated March 4, 1981. The aforesaid rules and regulations are hereby adopted and included the same or herein written now or as may be legally changed from time to time.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE  
MAY 07 1987  
PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

2. Revisions

These Rules and Regulations may be revised, amended, supplemented, or otherwise changed from time to time by either of the two (2) following methods:

BY: Shayne Little  
PUBLIC SERVICE COMMISSION MANAGER

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Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 13

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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A. By order of the Public Service Commission upon formal application by the DISTRICT, and after hearing as provided by commission regulation set forth in 807 KAR 5:011.

B. By issuing and filing on at least thirty (30) days notice to the commission and the public all proposed changes in the Rules and Regulations, as provided by commission regulations set forth in 807 KAR 5:011.

3. Conflict

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

In case of conflict between any provisions of any rate schedule and the schedule of Rules and Regulations, the rate schedule shall apply. Also, should the rules contained herein conflict with the present rules in effect under 807 KAR 5 as of this date, same shall have precedence over those contained herein.

MAY 07 1987  
PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY: Sharon L. Lyle  
PUBLIC SERVICE COMMISSION MANAGER

4. Application for Service

Any person, firm, agency or governmental entity within the current boundary of the DISTRICT may request service. Said request must be in writing on a form approved by the DISTRICT.

No service for a request shall be granted unless the property of said requestor has public access within a reasonable distance from an existing distribution main of the DISTRICT consistent with the topography of the area. Should the requestor desire to have the existing distribution system extended to serve them, same shall be accomplished as stipulated, hereafter.

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Date Issued: August 20, 1987      Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 14

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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Should DISTRICT determine that service to requestor is available, each prospective customer desiring water service shall be required to execute and sign the DISTRICT'S standard application for water service before service is supplied by the DISTRICT. A 5/8" X 3/4" meter shall be "the standard customer service meter and should be installed at all points of service unless the customer provides sufficient justification for the installation of a larger meter."

The DISTRICT shall provide for a standard connection (i.e., 5/8" x 3/4" meter) from the DISTRICT'S existing distribution main. An extension of fifty (50) feet or less shall be made by the DISTRICT to its existing utility main without change for a prospective customer who applies for and contracts to use the service for one (1) year or more with the appropriate guarantee.

5. Non-Standard Service

Each prospective customer requiring a non-standard service (i.e., other than a 5/8" X 3/4" meter) shall present to the DISTRICT sufficient justification for same. Insofar as prospective customer requirements meet those non-standard service presently in effect, DISTRICT same may be applied. An extension of fifty (50) feet or less shall be made by the DISTRICT to its existing utility main without change for a prospective customer who applies for and contracts to use the service for one (1) year or more with the appropriate guarantee.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE  
MAY 07 1987  
PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY: George A. Miller  
PUBLIC SERVICE COMMISSION MANAGER

---

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman



Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 15

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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In addition, the prospective customer shall pay the cost of any special installation necessary to meet his particular requirements, as a contribution in aid of construction.

6. Point of Delivery

The point of delivery is the point where the meter or vault is located on the customer's premises. All water lines, plumbing, and equipment beyond the meter shall be installed and maintained by the customer. The DISTRICT reserves the right to determine the location of point of delivery with full regard to those wishes of the prospective customer, however the DISTRICT will, in no event set a meter at a point that does not deliver 200 psig at the meter.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

7. Customer's Service Line

All service lines beyond the metering point should be installed of material consisting of copper, galvanized steel, PVC pipe, or PE pipe with rating of not less than 200 psi. The size of service line beyond the point of delivery should not be less than 3/4".

MAY 07 1987

PURSUANT TO KRS 5.011,  
SECTION 9(1),  
the Public Service Commission  
PUBLIC SERVICE COMMISSION MANAGER

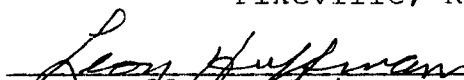
Should a prospective customer desire a higher pressure due to his location or need, he may make provision, at his expense, for an individual pressure booster system. The manner of connection, location cross-connection protection and type is subject to approval by DISTRICT. The DISTRICT reserves the right to require discontinuance and disconnection should the private booster system have a detrimental effect on DISTRICT'S system.

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Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 16

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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8. Ownership of Mains, Services & Appurtenances

All mains, fire hydrants, valves, crossings and other appurtenances are and shall remain the property of the DISTRICT, whether installed directly by them or received through actions of a customer or extendor.

All service lines from main to meter with appurtenances shall be and remain the property of DISTRICT, whether installed directly by them or received through actions of a customer or extendor.

The customer shall install, own and maintain his service line from meter and/or point of delivery as defined here before.

9. Discontinuance of Service by DISTRICT

Water service may be discontinued by the DISTRICT for any violation of any rule, regulation, or condition, and especially for any of the following reasons.

- A. Misrepresentation in the application or contract as to the property or fixtures to be supplied for additional use to be made of water.
- B. Failure to report to the DISTRICT additions to the property or fixtures to be supplied or additional use to be made of water.
- C. Resale of water.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

BY: *[Signature]*  
PUBLIC SERVICE COMMISSION MANAGER

---

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

*[Signature]*  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 17

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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- D. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep such pipes in a suitable state of repair.
- E. Tampering with meter, meter seal, service, or valves, or permitting such tampering by others.
- F. Connection, cross-connection, or permitting the same, of any separate water supply to premises which receive water from the DISTRICT.
- G. Non-payment of bills.
- H. When a dangerous condition is found to exist on the customer's or applicant's premises, with reference to the continuation of water service, water service shall be cut off without notice or shall be refused, provided the DISTRICT shall notify the customer or applicant immediately of the reasons for the discontinuance or refusal and the corrective action to be taken by the applicant or customer before service can be restored.

10. Billing

PUBLIC SERVICE COMMISSION  
OF KENTUCKY

Bills and notices relating to the conduct of the business of the DISTRICT will be mailed to the customer at the address listed on the user's agreement unless a change of address has been filed in writing with the DISTRICT; and the DISTRICT shall not otherwise be responsible for the delivery of any bill or notice nor will the customer be responsible for the delivery of any bill or notice.

EFFECTIVE

MAY 07 1987

PURSUANT TO KAR 5:011,

SECTION 9 (1)

BY: Thomas Little  
PUBLIC SERVICE COMMISSION MANAGER

Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

FOR Entire Service Area  
Community, Town or City

P.S.C. KY. NO. 1

FIRST REVISED SHEET NO. 18

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Mountain Water District  
(Name of Utility)

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RULES AND REGULATIONS

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excused from the payment of any bill or any performance required in said notice.

Bills for water service are due and payable at the office of the DISTRICT, or to any designated agent, on the date of issue. The past due date shall be the 20<sup>th</sup> day after the date of issue. On all accounts not paid in full by the next billing date, an additional charge of 10 percent of the unpaid portion will be made.

All bills not paid on or before the past due date shall be deemed delinquent. Any said delinquent bill will appear as added to next month's balance. Included on the bill will be a statement indicating that if the previous balance is not paid in full on or before the next past due date, it is the intent of the DISTRICT to discontinue service as of that date provided. However, if, prior to discontinuance of service, there is delivered to the District or its employee empowered to discontinue service, a written certificate signed by a physician, a registered nurse, of a public health officer that, in the opinion of the certifier, discontinuance of service will aggravate an existing illness or infirmity at the affected premises, service shall not be discontinued until the affected resident can make other living arrangements or until ten (10) days elapse from the time of the DISTRICT'S receipt of said certification, whichever occurs first.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 01 2003

PURSUANT TO 807 KAR 5:011  
SECTION 9 (1)

BY Chang H. Sun  
EXECUTIVE DIRECTOR

Date issued: July 1, 2003  
Issued By: Mountain Water District  
P.O. Box 3157  
Pikeville, Kentucky 41502

Date Effective: July 1, 2003

Toni Akers  
Toni Akers, Chairperson

FOR Entire Service Area

Community, Town or City

P.S.C. KY. NO. 1

FIRST REVISED SHEET NO. 19

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Mountain Water District

(Name of Utility)

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RULES AND REGULATIONS

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11. Discontinuance of Service by Customer

Any customer having fulfilled their contract terms and desiring to discontinue the water service to his premises for any reason must give notice of discontinuance in writing at the business office of the DISTRICT at least (3) days prior to the date on which the customer desires to discontinue service. If such notice in writing is not given, a customer shall remain liable for all water used and service rendered to such premises by the DISTRICT until such notice is received by the DISTRICT.

12. Reconnection Fees

Where the water supply to the customer has been discontinued for non-payment of delinquent bills, or where a meter is to be reinstalled for a new customer at the location where one existed previously, a charge of \$30.00 will be made for reconnection until all delinquent bills and other charges, if any, owed by the customer to the DISTRICT have been paid. In instances where the customer pays all delinquent bills to an employee of the DISTRICT at the time of the disconnection, a charge of \$20.00 shall be made to cover DISTRICT'S costs.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 01 2003

PURSUANT TO 807 KAR 5:011  
SECTION 9 (1)

BY Charles L. Brown  
EXECUTIVE DIRECTOR

Date issued: July 1, 2003

Issued By: Mountain Water District  
P.O. Box 3157  
Pikeville, Kentucky 41502

Toni Akers  
Toni Akers, Chairperson

Date Effective: July 1, 2003

## RULES AND REGULATIONS

13.

DEPOSITS

The Mountain Water District reserves the right to require a minimum cash deposit or other guaranty to secure payment of bills except for customers qualifying for service reconnection pursuant to 807 KAR 5:006, Section 15, Winter Hardship Reconnection. Service may be refused or discontinued for failure to pay the requested deposit. Interest, as prescribed by KRS 278.460, will be paid annually either by refund or credit to the customer's bill, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.

The deposit may be waived upon a customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. The District may require a deposit in addition to the initial deposit if the customer's classification of service changes or if there is a substantial change in usage. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

In determining whether a deposit will be required or waived, the following criteria will be considered:

1. Previous payment history with the District. If the customer has no previous history with the District, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
2. Whether the customer has an established income or line of credit.
3. Length of time the customer has resided or been located in the area.
4. Whether the customer owns property in the area.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

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Pikeville, KY 41502-3157

DEC 22 1993

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: Shirley H. Hatcher  
PUBLIC SERVICE COMMISSION MANAGER

Leon Huffman  
Leon Huffman, Chairman

Mountain Water District

For: Entire Service Area

P.S.C. KY No. 1

First Revised Sheet No. 19B

Cancelling P.S.C. KY No. 1

Original Sheet No.

### RULES AND REGULATIONS

5. Whether the customer has filed bankruptcy proceedings within the last seven years.

6. Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than \$10.00 for a residential customer or 10 percent for a non-residential customer, the District may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

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Date Effective:

ISSUED BY: Mountain Water District, P.O. Box 3157,  
Pikeville, KY 41502-3157

DEC 22 1993

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: Shirley H. Hall  
PUBLIC SERVICE COMMISSION MANAGER

Leon Huffman  
Leon Huffman, Chairman

## RULES AND REGULATIONS

14. Adjustment Relative to Erroneous Meter

If test results on a customer's meter show an average error greater than two (2) percent fast or slow, or if a customer has been incorrectly billed for any other reason, except in an instance where a utility has filed a verified complaint with the appropriate law enforcement agency alleging fraud or theft by a customer, the utility shall immediately determine the period during which the error has existed, and shall recompute and adjust the customer's bill to either provide a refund to the customer or collect an additional amount of revenue from the underbilled customer. The utility shall readjust the account based upon the period during which the error is known to have existed. If the period during which the error existed cannot be determined with reasonable precision, the time period shall be estimated using such data as elapsed time since the last meter test, if applicable, and historical usage data for the customer. If that data is not available, the average usage of similar customer loads shall be used for comparison purposes in calculating the time period. If the customer and the utility are unable to agree on an estimate of the time period during which the error existed, the commission shall determine the issue. In all instances of customer overbilling, the customer's account shall be credited or the overbilled amount refunded at the discretion of the customer within thirty (30) days after final meter test results. A utility shall not require customer repayment of any underbilling to be made over a period shorter than a period coextensive with the underbilling.

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Pikeville, KY 41502-3157

DEC 22 1993

Leon Huffman  
Leon Huffman, Chairman

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)  
BY: Chas. Miller  
PUBLIC SERVICE COMMISSION MANAGER



Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 21

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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- B. If the result of such tests shows an average error greater than 2% slow, the customer's bill for the period during which the meter error is known to have existed, shall be recomputed and the account adjusted on the basis of the test. If the period during which the meter error existed cannot be determined, then the customer's bill shall be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no event to exceed 12 months.
- C. If the result of such tests necessitates making a refund or back billing a customer, the customer shall be notified in writing of the percentage of error, fast or slow, the date(s) of testing, and the amount of charge or credit to be shown on the next bill of the customer.

15. Customer Request for Billing Adjustment

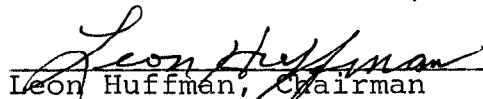
The DISTRICT thru its Board of Commissioners may approve, subject to the following guidelines, a customer's request for billing adjustment. This adjustment is in addition to and does not supplant Rule 14. Adjustment Relative to Erroneous Meter. No adjustment shall be granted if the metered water has been consumed or utilized by the customer. Any adjustment made upon request of the customer shall be on a one time basis and shall inure to the meter service location and not the name of the customer. Following are guidelines which must be met before the Board of Commissioners may grant an adjustment.

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Date Effective: ~~MAY 7 1987~~ PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

  
Leon Huffman, Chairman

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 22

Cancelling P.S.C. Ky. No.

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---

RULES AND REGULATIONS

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1. Request for adjustment must be signed and submitted by the customer on forms adopted by the DISTRICT.
  2. Adjustments shall be made only upon action of the Board of Commissioners of the DISTRICT.
  3. Appearance by the customer before the Board of Commissioners is not mandatory for consideration.
  4. Any customer may upon written request within 20 days of action by the Board of Commissioners appeal to the Board for reconsideration at the next regular meeting date.
  5. An appeal must be presented by the customer or their representative in order that it may be considered.
16. Method of Adjustment Calculation - Customer Request for Adjustment

The billing adjustment approved by the Board of Commissioners shall be calculated on established form as follows:

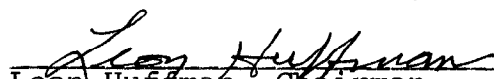
- A. The customer shall pay, based on DISTRICT'S current and prevailing water usage rate, for a volume equal to the average monthly usage. The average monthly usage shall be determined by averaging customer's metered service for the three months prior to month of application of adjustment or date of discovery whichever occurs first.

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Date Issued: August 20, 1987

Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

  
Leon Huffman, Chairman

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
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MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 23

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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B. In instances where the adjustment period extends outside of a monthly billing period, each billing period shall be calculated separately.

C. All metered service in excess of the averaged monthly usage shall be charged for as follows:

DISTRICT'S prevailing x Adjustment Rate = Adjustment  
Water Purchase Rate or Factor Rate  
established production  
cost

D. Adjustment Rate Factor is established as 1.25. This factor allows the DISTRICT to recover its expended cost of water plus fixed overhead cost, capitalization, line loss, etc.

17. Meters

All meters shall be installed, renewed, and maintained at the expense of the DISTRICT, and the DISTRICT reserves the right to approve the size and type of meter used.

It shall be the policy of the DISTRICT to test each water meter pursuant to Public Service Commission Regulation 807 KAR 5:006, Section 15. In addition, upon written request of any customer, the meter servicing such customer shall be tested by the DISTRICT, pursuant to Public Service Commission Regulation 807 KAR 5:006, Section 17.

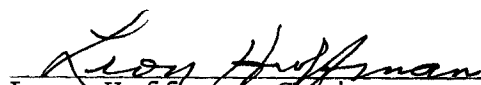
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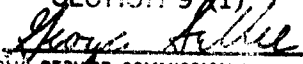
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OF KENTUCKY  
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ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

MAY 07 1987

  
Leon Huffman, Chairman

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)  
BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 24

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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18. Failure of Water Meter

Where a meter is found to be in error, the customer's bill will be adjusted in accordance with Public Service Commission Regulation 807 KAR 5:006, Section 9. Where a meter has ceased to register, the District will estimate the monthly bill of the customer for the months that the meter did not operate. The estimated bill will be based upon the previous six months' usage.

19. Right of Access

The customer must agree to donate to the DISTRICT the necessary easements to lay, maintain, repair, or remove such water lines which is the property of the DISTRICT located on the customer's property with the right of ingress-and egress over customer's property. The DISTRICT'S duly authorized representative and/or other duly authorized employee of the State Health Department bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling, and testing, in accordance with the provisions of these Rules and Regulations.

20. Interruption of Service

The DISTRICT will use reasonable diligence in supplying water service, but shall not be liable for breach of contract in the event of, or for loss, injury, or damage to persons or property resulting from interruptions in service, excessive or inadequate water pressure, or

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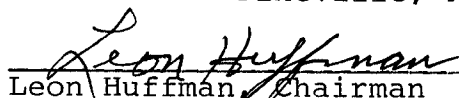
PUBLIC SERVICE COMMISSION  
OF KENTUCKY

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Pikeville, Kentucky 41501

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Leon Huffman, Chairman

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SECTION 9 (1)

BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 25

Cancelling P.S.C. Ky. No.

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RULES AND REGULATIONS

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otherwise unsatisfactory service, whether or not caused by negligence. The DISTRICT does hereby explicitly state that its system is one for rural domestic consumption and that its allowance of connections to its system for fire protection whether by design or implication is only for such benefit as said customer may be able to derive from such connection.

The DISTRICT'S system is not designed nor intended for use for fire protection in any manner whatsoever. Any customer using same for fire protection does so at their own full and sole responsibility.

The DISTRICT shall in no event be held responsible for any claim made against it by reason of the breaking of any mains or service pipes or by reason of any other interruption of the supply of water caused by the failure of machinery or stoppage for necessary repairs. No person shall be entitled to damages nor for any portion of a payment refunded for any interruption of service which in the opinion of the DISTRICT may be deemed necessary.

The DISTRICT shall made all reasonable efforts to eliminate interruption of service and when such interruption occur will endeavor to reestablish service with the shortest possible delay. When the service is interrupted all consumers affected by such interruption will be notified in advance whenever it is possible to do so.

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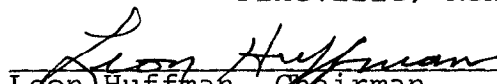
Date Issued: August 20, 1987

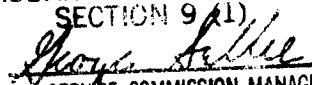
Date Effective: May 7, 1987

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OF KENTUCKY  
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Pikeville, Kentucky 41501

MAY 07 1987

  
Leon Huffman, Chairman

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 26

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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21. Boilers and/or Pressure Vessels

Customers having boilers and/or pressure vessels receiving a supply of water from the DISTRICT must have a check valve on the water supply line and a vacuum valve on the stream line to prevent collapse in case the water supply from the DISTRICT is discontinued or interrupted for any reason, with or without notice. It is the responsibility of the customer to make provisions for protection of his equipment in case of interrupted or intermittent service.

22. Backflow Preventors

Special services and fire connections shall have backflow preventors of a type approved by the DISTRICT, installed at the cost of prospective customer.

23. Cross-Connection

Kentucky Department of Health, Kentucky Public Service Commission and these rules and regulations do hereby explicitly state that cross-connection of the DISTRICT'S system with any other source is hereby prohibited.

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PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: Sharon L. Hill  
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 27

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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24. Relocation of Water Facility

The DISTRICT may, at the request of a customer or other person relocate, change or modify existing DISTRICT owned equipment, mains or appurtenances. Same shall reimburse DISTRICT for such changes at actual cost including appropriate legal, administrative, engineering and overhead cost.

25. Damage to DISTRICT'S Water System

No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure appurtenance, or equipment which is a part of the DISTRICT'S water works. Any person violating this provision shall be subject to immediate arrest and/or discontinuation of water service and shall pay the cost of repairing or replacing the pipe or appurtenance.

Any person, firm or organization working around or near DISTRICT'S distribution mains or appurtenances may request the DISTRICT to indicate location of same. However, indication by DISTRICT of same does not relieve such person of complete responsibility and liability for any and all damages, liability and loss resulting from any act of such person or his assigns and/or agent.

26. Additional Load

The service connection supplied by the DISTRICT for each customer has a definite capacity, and no addition to the equipment or load connected thereto will be allowed

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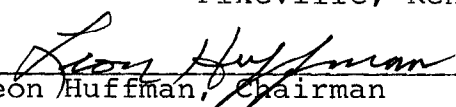
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OF KENTUCKY

Date Issued: August 20, 1987

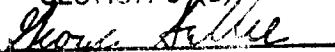
Date Effective: May 7, 1987

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Pikeville, Kentucky 41501

MAY 07 1987

  
Leon Huffman, Chairman

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SECTION 9 (1)

BY:   
PUBLIC SERVICE COMMISSION MANAGER

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 28

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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except by consent of the DISTRICT. Failure to give notice of additions or changes in load, and to obtain the DISTRICT'S consent for same, shall render the customer liable for any damage to any of the DISTRICT'S lines or equipment caused by the additional or changed installation.

27. Notice of Trouble

The customer shall notify the DISTRICT immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble or accidents affecting the supply of water.

28. Distribution Extensions

Any person desiring an extension to DISTRICT'S system shall request in writing, in a form approved by DISTRICT, for such extension. Any requested extension may be provided under one of the following options.

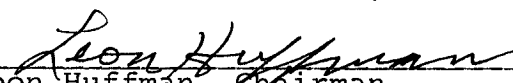
OPTION I - DISTRICT shall construct such extension under authority and procedure as stipulated in Public Service Commission Regulation 807 KAR 5:0661, Section 12. Any extension made under this option shall be subject to refund as outlined in said regulation.

OPTION II - Applicant may construct and donate to DISTRICT, the extension, as a contribution in aid of construction, meeting all DISTRICT'S specifications and approval. DISTRICT reserves right to stipulate applicable engineering, legal and administrative factors.

Date Issued: August 20, 1987

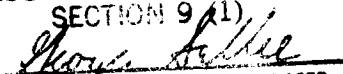
Date Effective: May 7, 1987

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

  
Leon Huffman, Chairman

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY:   
PUBLIC SERVICE COMMISSION MANAGER



Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 29

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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Applicant shall pay all cost of DISTRICT as a contribution in aid of construction. Any extension made under this option shall not be eligible for refund.

The applicant or group of applicants shall have the right to elect the option by which said extension shall be made. In either case applicant must execute a contract and agreement for line extension of form approved by DISTRICT.

Extendor applicant is hereby notified that regardless of option selected all other rules, rates and schedules of fees applicable to size and type of service requested shall be paid in addition to cost of extension.

29. Complaints

Complaints may be made to the operator of the system whose decision may be appealed to the DISTRICT Commissioners. Such appeal shall be in writing within ten (10) days of date of decision by operator, stating the nature of the complaint and supporting evidence. Decisions by the DISTRICT'S Commissioners or operation may be brought before the Public Service Commission in accordance with 807 KAR 5:001 Section 11 and 12.

30. Sale of Water

Water furnished by the DISTRICT may be used for domestic consumption by the customer's household or business,

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OF KENTUCKY  
EFFECTIVE

ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

Leon Huffman  
Leon Huffman, Chairman

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)  
BY: George L. Lister  
PUBLIC SERVICE COMMISSION MANAGER

FOR Entire Service Area  
Community, Town or City

P.S.C. KY. NO. 1

FIRST REVISED SHEET NO. 30

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Mountain Water District  
(Name of Utility)

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RULES AND REGULATIONS

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subject to special service agreements. The customer shall not sell, donate, give or allow use of such water to any authorized or unauthorized party.

31. Special Charges

Special charges may be assessed to the customer for returned checks, meter rereads, and meter retests at the specified charges shown below:

- A. A charge of \$25.00 will be made for each check returned to the District by the bank.
- B. A charge of \$20.00 will be made to reread a meter at the customers request unless such reread reveals that the initial reading was erroneous. No charge shall be made if the initial reading was erroneous.
- C. A charge of \$30.00 will be made for a meter retest when such test is made at the customers written request unless the meter is found to be faulty. No charge shall be made for a faulty meter, but appropriate adjustments shall be made in accordance with Section 14 of these rules and regulation.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JUL 01 2003

PURSUANT TO 807 KAR 5:011  
SECTION 9 (1)

BY Thomas L. Dorn  
EXECUTIVE DIRECTOR

Date issued: July 1, 2003  
Issued By: Mountain Water District  
P.O. Box 3157  
Pikeville, Kentucky 41502

Date Effective: July 1, 2003

Toni Akers  
Toni Akers, Chairperson

Mountain Water District

For: Entire Service Area

P.S.C. Ky. No. 1

Original Sheet No. 31

Cancelling P.S.C. Ky. No.

Sheet No.

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RULES AND REGULATIONS

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32. Special User Agreements for Nonstandard Service

Each prospective customer requesting a nonstandard service shall execute to the DISTRICT an agreement for special service. The standard forms for Agreement for Special Services are as follows:

Agreement for Special Service,  
Nonstandard Size Meter

Agreement for Multi-Family Development,  
Master Meter

Agreement for Multi-Family Development,  
Units with Individual Meters

Agreement for Mobile Home Park Service,  
Master Meter

Agreement for Mobile Home Park Service,  
Sites with Individual Meters

Agreement for Special Service,  
Sprinkler System and Fire Service Connection

For special service not applicable to above categories the DISTRICT may, upon consent of Applicant and DISTRICT, formulate and execute a contractual agreement specifically applicable to said special service need.

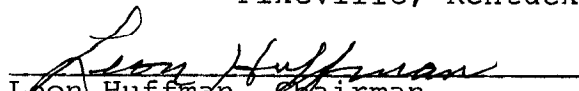
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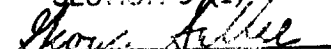
ISSUED BY: Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

  
Leon Huffman, Chairman

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY:   
PUBLIC SERVICE COMMISSION MANAGER

WATER USER AGREEMENT

STANDARD METER SERVICE

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, between \_\_\_\_\_, herein called "CUSTOMER", and Mountain Water District, P.O. Box 1469, Pikeville, Kentucky 41501, herein called "DISTRICT";

WITNESSETH:

WHEREAS, DISTRICT has undertaken to establish and operate a central water system for domestic, livestock, lawn, garden and other uses,

WHEREAS, the CUSTOMER desires to purchase water services from the DISTRICT, the CUSTOMER hereby enters into this water user's agreement as required by the Rules and Regulations of the DISTRICT.

Now THEREFORE, in consideration of the premises and mutual covenants and conditions hereinafter set out, subject to the Rules and Regulations of the DISTRICT and Kentucky Public Service Commission, it is hereby understood and agreed by the parties hereto as follows:

The DISTRICT shall furnish, subject to the limitations set out in its Rules and Regulations and Tariff as regularly filed with the Public Service Commission of Kentucky now in force or as hereafter amended, water service to the CUSTOMER in connection with the property to be served by this agreement. The property to be served is a \_\_\_\_\_ located \_\_\_\_\_.

The CUSTOMER understands and fully agrees that said meter service shall service one (1) source use per meter and separate user agreements and meters shall be required for each source use located on customer's premises.

The CUSTOMER agrees to pay a service connection fee of \$\_\_\_\_\_ to the DISTRICT. Upon payment of said fee, DISTRICT agrees to connect to DISTRICT'S distribution main and install a standard size (5/8" x 3/4") meter service at or near CUSTOMER'S property line, subject to distance limitations as contained in DISTRICT'S Rules and Regulations.

The CUSTOMER agrees to grant to the DISTRICT, its successors and assigns, a perpetual easement in, over, under and upon land owned by the CUSTOMER, with the right to erect, construct, install and lay, and thereafter use, improve, maintain, replace, and remove water pipelines and appurtenant

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OF KENTUCKY  
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MAY 07 1987  
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SECTION 9(1)  
BY: Shay L. L. L.  
PUBLIC SERVICE COMMISSION MANAGER

facilities, together with the right to utilize adjoining lands belonging to the CUSTOMER for the purpose of ingress to and egress from the said lands.

There are no unwritten understandings or agreements relating to the service hereinabove provided. This agreement cancels and supersedes all previous agreements relating to the purchase by CUSTOMER and sale by DISTRICT of water service at CUSTOMER'S premises and referred to above.

This agreement shall be in full force and effect when signed by the authorized representatives of the parties hereto.

\_\_\_\_\_  
CUSTOMER

\_\_\_\_\_  
DISTRICT

BY \_\_\_\_\_

BY \_\_\_\_\_

TITLE \_\_\_\_\_

TITLE \_\_\_\_\_

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

BY: George L. Hise  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR SPECIAL SERVICE  
NON-STANDARD SIZE METER

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, between \_\_\_\_\_, herein called "CUSTOMER", and the Mountain Water District, hereinafter called "DISTRICT";

WITNESSETH:

WHEREAS, DISTRICT has undertaken to establish and operate a central water system for domestic, livestock, lawn, garden and other uses, and has as its standard domestic service connection a 5/8" x 3/4" size meter, and,

WHEREAS, CUSTOMER requests and has evidenced to DISTRICT probable consumption of water in excess to that which can be provided by DISTRICT'S standard size connection, does hereby request of DISTRICT service through the size meter agreed and stipulated hereinafter.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and conditions hereinafter set out, it is agreed between the DISTRICT and CUSTOMER as follows:

1. CUSTOMER Agrees to:

- A. Take the necessary action to have the Special Service Connection approved by the appropriate County, City, Kentucky Department of Public Health, and Department of Building and Construction, where applicable a plan showing the location and size of the proposed pipelines and appurtenances, as well as cross-connection protection.
- B. Install the pipelines and appurtenances in accordance with approved plans and specifications from CUSTOMER'S premises to DISTRICT'S meter.
- C. Pay all costs of materials and installation of the proposed lines which may be needed to tie into the DISTRICT'S meter.
- D. Pay to the DISTRICT the service connection fee and meter deposit, as required by the governing body of the DISTRICT, the size meter and service connection fee agreed by CUSTOMER and DISTRICT is as follows:

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
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SECTION 9(1)

BY: George L. Hill  
PUBLIC SERVICE COMMISSION MANAGER

\_\_\_\_\_ METER SIZE \_\_\_\_\_ SERVICE CONNECTION FEE \$ \_\_\_\_\_  
\_\_\_\_\_ SERVICE LOCATION \_\_\_\_\_  
\_\_\_\_\_

2. DISTRICT Agrees to:

- A. Permit one nonstandard size meter at a point adjacent to the CUSTOMER'S premises.
- B. Install the meter after payment of the required fees for said water tap and meter.
- C. Provide water service in accordance with the DISTRICT'S By-Laws, Rules and Regulations, and Policies. Water service will be provided after the installation is complete and title to all lines and appurtenances between the DISTRICT'S mains and the meter is vested to the DISTRICT.

CUSTOMER \_\_\_\_\_ DISTRICT \_\_\_\_\_  
BY: \_\_\_\_\_ BY: \_\_\_\_\_  
TITLE CHAIRMAN

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1)

BY: Ray A. Hill  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR MULTI-FAMILY DEVELOPMENT

MASTER METER

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, entered into between \_\_\_\_\_ whose address is \_\_\_\_\_ hereinafter called "CUSTOMER", and the Mountain Water District, P.O. Box 1469, Pikeville, Kentucky 41501, hereinafter called "DISTRICT".

WITNESSETH:

WHEREAS, the DISTRICT has undertaken to establish and operate a central water system for domestic, livestock, lawn, garden, and other uses.

WHEREAS, the CUSTOMER has undertaken to establish a Multi-Family Development for rental of housing units within the DISTRICT'S service area and desires that water service be provided to such Multi-Family development.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and conditions hereinafter set out, it is agreed between DISTRICT and CUSTOMER as follows:

1. CUSTOMER Agrees to:

- A. Obtain or show approval of the Kentucky Department of Human Resources of the Multi-Family Development Plan, showing the location and size of the proposed pipelines and appurtenances.
- B. Install the pipelines and appurtenances in accordance with specifications of the DISTRICT'S existing or planned system or show proof that this has been done.
- C. Pay all costs of materials and installation of the proposed lines, including any lines and appurtenances outside the Multi-Family Development area, which may be needed to tie into the existing DISTRICT'S waterlines. This includes paralleling or replacing DISTRICT'S waterlines in order to tie into a main line of sufficient size to provide an adequate amount of water within the Multi-Family Development area.

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SECTION 9 (1)

BY: Sharon Little  
PUBLIC SERVICE COMMISSION MANAGER



- D. Convey to the DISTRICT, fee and unencumbered title of any and all lines installed by the CUSTOMER between the DISTRICT'S main, to and including master meter.
- E. Pay to the DISTRICT the service connection fee as required by the governing body of the DISTRICT for the size meter requested by the CUSTOMER.
- F. Maintain all lines and appurtenances from the master meter throughout the Multi-Family Development area.
- G. Pay the DISTRICT for water used, based on the larger of:
  - (1) The number of mobile home sites in the park times the minimum water charge per unit, based on a 5/8" x 3/4" meter minimum charge, or;
  - (2) The amount based on the average gallons used per housing unit at the current rate schedule times the number of housing units in the Multi-Family Development area.

2. DISTRICT Agrees to:

- A. Permit one master meter at a point adjacent to the Multi-Family Development area.
- B. Install the master meter after payment of the required fees for said water service connection.
- C. Provide water service in accordance with the DISTRICT'S By-Laws, Rules and Regulations, and Policies. Water service will be provided after the installation is complete and title to all lines and appurtenances between the DISTRICT'S mains and the master meter is vested to the DISTRICT.

IN WITNESS WHEREOF, we have executed this agreement this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

OWNER \_\_\_\_\_

MOUNTAIN WATER DISTRICT \_\_\_\_\_

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

BY: \_\_\_\_\_

TITLE

BY: \_\_\_\_\_

CHAIRMAN

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1),

BY: Shays L. Hill  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR MULTI-FAMILY DEVELOPMENT

UNITS WITH INDIVIDUAL METERS

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, entered into between \_\_\_\_\_ whose address is \_\_\_\_\_ hereinafter called "OWNER", and the Mountain Water District, P.O. Box 1469, Pikeville, Kentucky 41501, hereinafter called "DISTRICT".

WITNESSETH:

WHEREAS, the SUPPLIER has undertaken to establish and operate a central water system for domestic, livestock, lawn, garden, and other uses.

WHEREAS, the DEVELOPER has undertaken to establish a Multi-Family Development for rental of housing units within the SUPPLIER'S service area and desires that water service be provided to such Multi-Family Development.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and conditions hereinafter set out, it is agreed between SUPPLIER and DEVELOPER as follows:

1. DEVELOPER Agrees to:

- A. Obtain or show approval of the Kentucky Department of Human Resources of the Multi-Family Development plan, showing the location and size of the proposed pipelines and appurtenances.
- B. Install the pipelines and appurtenances in accordance with specifications of the DISTRICT's existing or planned system or show proof that this has been done.
- C. Pay all costs of materials and installation of the proposed lines, including any lines and appurtenances outside the Multi-Family Development area, which may be needed to tie into the existing \_\_\_\_\_ waterlines. This includes paralleling or replacing DISTRICT's waterlines in order to tie into a main line of sufficient size to provide an adequate amount of water within the Multi-Family Development area.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

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PURSUANT TO B07 KAR 5:011,  
SECTION 9(1)

BY: George A. Hill  
PUBLIC SERVICE COMMISSION MANAGER

- D. Convey to the DISTRICT, fee and unencumbered title to the pipeline distribution system and appurtenances installed by the DEVELOPER after the system is installed, tested and acceptable to the DISTRICT.
- E. Pay to the DISTRICT the service connection fee as required by the governing body of the DISTRICT.

2. DISTRICT Agrees to:

- A. Permit one one tap for each and every housing unit reached by the said pipeline distribution system within the trailer park and render water service to the housing unit in accordance with the regular schedule of rates for customers of the DISTRICT.
- B. Install one tap and meter for each water subscription contract purchased within a reasonable time after payment of the required fees for said water tap.
- C. Provide water service in accordance with the DISTRICT's By-Laws, Rules and Regulations, and Policies. Water service will be provided after the installation is complete and title to all lines and appurtenances between the DISTRICT's mains and the master meter is vested to the DISTRICT.

IN WITNESS WHEREOF, we have executed this agreement this \_\_\_\_ day of \_\_\_\_\_, 19\_\_.

OWNER

MOUNTAIN WATER DISTRICT

BY:

TITLE

BY:

CHAIRMAN

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9(1).

BY: George A. Lee  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR MOBILE HOME PARK SERVICE

MASTER METER

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
entered into between \_\_\_\_\_ whose address is  
\_\_\_\_\_ hereinafter  
called "OWNER", and the Mountain Water District, P.O. Box 1469,  
Pikeville, Kentucky 41501, hereinafter called "DISTRICT".

WITNESSETH:

WHEREAS, the SUPPLIER has undertaken to establish and operate  
a central water system for domestic, livestock, lawn, garden,  
and other uses.

WHEREAS, the DEVELOPER has undertaken to establish a Mobile  
Home Park for the sale or rental of mobile home sites within  
the SUPPLIER'S service area and desires that water service be  
provided to such mobile home park.

NOW, THEREFORE, in consideration of the premises and the  
mutual covenants and conditions hereinafter set out, it is  
agreed between SUPPLIER and DEVELOPER as follows:

1. DEVELOPER Agrees to:

- A. Obtain or show approval of the Kentucky Department of  
Human Resources of the Mobile Home Park plant,  
showing the location and size of the proposed  
pipelines and appurtenances.
- B. Install the pipelines and appurtenances in accordance  
with specifications of the DISTRICT's existing or  
planned system or show proof that this has been done.
- C. Pay all costs of materials and installation of the  
proposed lines, including any lines and appurtenances  
outside the Mobile Home Park, which may be needed to  
tie into the existing DISTRICT's waterlines. This  
includes paralleling or replacing DISTRICT's  
waterlines in order to tie into a main line  
sufficient size to provide an adequate amount of  
water within the Mobile Home Park.

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SECTION 9(1)  
BY: George A. Miller  
PUBLIC SERVICE COMMISSION MANAGER

- D. Convey to the DISTRICT, fee and unencumbered title of any and all lines installed by the OWNER between the DISTRICT's main, to and including master meter.
- E. Pay to the DISTRICT the service connection fee as required by the governing body of the DISTRICT for the size meter requested by the OWNER.
- F. Maintain all lines and appurtenances from the master meter throughout the Mobile Home Park.
- G. Pay the DISTRICT for water used, based on the larger of:
- (1) The number of mobile home sites in the park times the minimum water charge per unit, based on a 5/8" X 3/4" meter minimum charge, or;
  - (2) The amount based on the average gallons used per mobile home site at the current rate schedule times the number of mobile home sites in the park.

2. DISTRICT Agrees to:

- A. Permit one master meter at a point adjacent to the mobile home park.
- B. Install the master meter after payment of the required fees for said water service connection.
- C. Provide water service in accordance with the DISTRICT's By-Laws, Rules and Regulations, and Policies. Water service will be provided after the installation is complete and title to all lines and appurtenances between the DISTRICT's mains and the master meter is vested to the DISTRICT.

3. It is further understood and agreed that the DISTRICT has entered into a loan agreement with the Farmers Home Administration, U.S. Department of Agriculture, for financing the construction of its central water system and the DISTRICT's obligations hereunder are contingent on its obtaining or having obtained said financing.

IN WITNESS WHEREOF, we have executed this agreement this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

OWNER \_\_\_\_\_

MOUNTAIN WATER DISTRICT

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

BY: \_\_\_\_\_

TITLE

BY: \_\_\_\_\_

CHAIRMAN

PURSUANT TO KY KAR 5:011,  
SECTION 9 (1)  
BY: James H. Lee  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR MOBILE HOME PARK SERVICE

SITES WITH INDIVIDUAL METERS

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, entered into between \_\_\_\_\_ whose address is \_\_\_\_\_, hereinafter called "OWNER", and MOUNTAIN WATER DISTRICT, hereinafter called "DISTRICT";

WITNESSETH:

WHEREAS, DISTRICT has undertaken to establish and operate a central water system for domestic, livestock, lawn, garden, and other uses.

WHEREAS, OWNER has undertaken to establish a Mobile Home Park for the sale or rental of mobile home sites within the DISTRICT's service area and desires that water service be provided to such Mobile Home Park.

NOW, THEREFORE, in consideration of the premises and mutual covenants and conditions hereinafter set out, it is agreed between DISTRICT and OWNER as follows:

1. OWNER Agrees to:

- A. Obtain or show the approval of the Kentucky Department of Human Resources of the Mobile Home Park plant, showing the location and size of the proposed pipelines and appurtenances.
- B. Install the pipelines and appurtenances in accordance with specifications of the DISTRICT's existing or planned system or show proof that this has been done.
- C. Pay all costs of materials and installation of the proposed lines, including any lines and appurtenances outside the Mobile Home Park, which may be needed to tie into the existing DISTRICT's waterlines. This includes paralleling or replacing DISTRICT's waterlines in order to tie into a main line of sufficient size to provide an adequate amount of water within the Mobile Home Park.
- D. Convey to the DISTRICT, fee and unencumbered <sup>PUBLIC SERVICE COMMISSION</sup> ~~to the DISTRICT~~ the pipeline distribution system and appurtenances <sup>OF KENTUCKY</sup> ~~installed by the OWNER~~ installed by the OWNER after the system is installed, tested, and acceptable to the DISTRICT. <sup>EFFECTIVE</sup>

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BY: Sharon L. Lee  
PUBLIC SERVICE COMMISSION MANAGER

E. Pay to the DISTRICT the service connection fees for each service fee, as required by the governing body of the DISTRICT.

2. DISTRICT Agrees to:

A. Permit one tap for each and every mobile home site reached by the said pipeline distribution system within the Mobile Home Park, and render water service to the mobile homes in accordance with the regular schedule of rates for customers of the DISTRICT.

B. Install one tap and meter for each water subscription contract purchased within a reasonable time after payment of the required fees for said water tap.

C. Provide water service, after the system is accepted by the DISTRICT and title vested to the DISTRICT, in accordance with the DISTRICT's By-Laws, Rules and Regulations, and Policies. This includes all items of operation and maintenance of the sytem.

3. It is further understood and agreed that the DISTRICT has entered into a loan agreement with the Farmers Home Administrations, U.S. Department of Agriculture, for financing the construction of its central water system and the DISTRICT's obligations hereunder are contingent on its obtaining or having obtained said financing.

IN WITNESS WHEREOF, we have executed this agreement this \_\_\_\_ day of \_\_\_\_\_, 19\_\_.

OWNER \_\_\_\_\_ MOUNTAIN WATER DISTRICT \_\_\_\_\_

BY: \_\_\_\_\_  
TITLE \_\_\_\_\_ CHAIRMAN \_\_\_\_\_

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: Sharon L. Lee  
PUBLIC SERVICE COMMISSION MANAGER

AGREEMENT FOR SPECIAL SERVICE

SPRINKLER SYSTEM AND FIRE SERVICE CONNECTION

This agreement, entered into between \_\_\_\_\_,  
whose address is \_\_\_\_\_ herein-  
after called "CUSTOMER" and the Mountain Water District, P.O.  
Box 1469, Pikeville, Kentucky 41501, hereinafter called  
"DISTRICT".

WHEREAS, the DISTRICT has undertaken to establish and operate  
a central water system for domestic, livestock, lawn garden,  
and other uses.

WHEREAS, the DISTRICT has undertaken to provide fire  
protection to facility (ies) and desires that a connection  
the DISTRICT'S water distribution line be permitted.

NOW, THEREFORE, in consideration of the premises and the  
mutual covenants and conditions hereinafter set out, it is  
agreed between DISTRICT and CUSTOMER as follows:

1. CUSTOMER Agrees to:

- A. Take the necessary steps to have fire protection  
plans and specifications approved by the  
appropriate County, City, and State Agency. A copy  
of approved plans and specifications are attached.
- B. Obtain the approval of the Kentucky Department of  
Health of the proposed means of prevention of  
cross-connection or backflow prevention and other  
pertinent approvals. A copy of such approval is  
attached.
- C. CUSTOMER warrants that system will be maintained in  
a good and correct condition, preventing water loss  
or contamination of facilities. Should CUSTOMER  
fail to properly maintain or adequately protect  
interest of DISTRICT, the DISTRICT may, without  
notice of \_\_\_\_\_ recourse, terminate service to  
CUSTOMER. CUSTOMER agrees to pay ~~50%~~ <sup>PUBLIC SERVICE COMMISSION</sup> due to line breaks or equipment failure ~~OF KENTUCKY~~  
DISTRICT'S engineers estimate. <sup>EFFECTIVE</sup>
- D. Install the pipelines and appurtenances in  
accordance with specifications of the DISTRICT'S  
existing or planned system.

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BY: George A. Lee  
PUBLIC SERVICE COMMISSION MANAGER



- E. Pay all costs of materials and installation of the proposed service lines including any lines and appurtenances outside CUSTOMER'S property which may be needed to tie into the existing DISTRICT'S waterlines. This includes paralleling or replacing DISTRICT'S waterlines in order to tie into a main line of sufficient size to provide adequate design pressure and volume at the point of connection to DISTRICT'S main line.
- F. Make provision for payment to tap fees and monthly charge to the DISTRICT.
- G. Convey to the DISTRICT fee and unencumbered title to the pipeline distribution system and appurtenances installed by the CUSTOMER between the DISTRICT main, to and including main valve pit.
- H. Pay the DISTRICT for services and potential services rendered the CUSTOMER, as a result of CUSTOMER having available such water, as currently available when needed by being connected to DISTRICT'S lines, a fee as hereinafter set out. It is mutually agreed and understood that fee stated hereinafter is for one (1) service tap only and any additional tap or service for CUSTOMER'S property or facility will be contracted for by execution of a separate agreement.

Size of Service \_\_\_\_\_

Service Connection Fee \_\_\_\_\_

- I. CUSTOMER agrees to indemnify and hold harmless any claim for damages toward the DISTRICT for any loss suffered by the CUSTOMER because of nonavailability of water, loss of pressure, reduced flow, or any other act, omission or responsibility of/by the DISTRICT.

2. DISTRICT Agrees to:

- A. Permit a valve pit at a point adjacent or near the CUSTOMER'S facility.
- B. Provide water service in accordance with the DISTRICT'S By-laws, Rules and Regulations, and Policies.

- C. Water service will be provided after installation is complete and title to all lines and appurtenances between the DISTRICT'S mains, and including the valve pit is vested to the DISTRICT

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BY: Sharon L. Hill  
PUBLIC SERVICE COMMISSION MANAGER

It is mutually agreed and understood that if service is dependant on extension or construction of a new main by DISTRICT that service by DISTRICT will not be available until such construction is complete.

D. DISTRICT will maintain and operate that part of system which CUSTOMER has vested title to DISTRICT.

3. It is further understood and agreed that DISTRICT, in no way, guarantees or implies that DISTRICT'S system is adequate for fire protection. DISTRICT only offers to CUSTOMER such service as to availablility of water and pressure as may be, at the exact time when CUSTOMER demands. Further, DISTRICT does not agree nor warrant that design pressures and flows will not change, in fact, DISTRICT expects to add additional customers and expect that flow and pressure will decrease.

4. It is mutually agreed and understood that the distribution system installed, or to be installed by SUPPLIER, is basically a water distribution system for residential potable water supply. Design for fire protection has in no way been considered, nor does SUPPLIER warrant non-interruption of service.

IN WITNESS WHEREOF, we have executed this agreement this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

WITNESS:

\_\_\_\_\_  
Water User

ATTEST:

\_\_\_\_\_  
Mountain Water District

BY: \_\_\_\_\_

\_\_\_\_\_  
Title

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 07 1987

PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: George A. Hill  
PUBLIC SERVICE COMMISSION MANAGER

## Form for filing Rate Schedules

For \_\_\_\_\_  
Community, Town or City

P.S.C. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

Name of Issuing Corporation \_\_\_\_\_

CANCELLING P.S.C. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

## CLASSIFICATION OF SERVICE

## MOUNTAIN WATER DISTRICT

P.O. BOX 3157

PIKEVILLE, KY 41502-3157

PHONE: (606) 631-9162

## ADDRESS CORRECTION REQUESTED

ACCOUNT 100-100-01 11/30 TO 12/30

SERVICE AT 100 Humingbird Lane-White House

TYPE	PRESENT	PREVIOUS	USAGE	CHARGES
WT	2000	1000	1000	14.25
SC				.90
Sch Tax				.42

(606) 456-9170 (606) 353-8190  
Payments received after the due  
date will incur a 5% late charge.

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE
R01	16.28	01/28/97	15.57

## MOUNTAIN WATER DISTRICT

P.O. BOX 3157

PIKEVILLE, KY 41502-3157

BOARD MEETING: THIRD THURSDAY  
OF EACH MONTH AT 10:00 A.M.OFFICE HOURS: 8:00 TO 4:30 PM  
MONDAY-FRIDAY

PRESORTED  
FIRST-CLASS MAIL  
U.S. POSTAGE PAID  
PIKEVILLE, KY 41502  
PERMIT NO. 12

## RATES AVAILABLE UPON REQUEST

MAIL TO

John Doe  
100 Humingbird Lane  
Pikeville, KY 41501

ACCOUNT		DUE DATE	
100-100-01		01/28/97	
AMOUNT DUE ON OR BEFORE DUE DATE	SAVE THIS	AMOUNT DUE AFTER DUE DATE	
15.57	.71	16.28	

Please Return This Stub With Payment

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

JAN 22 1997

PURSUANT TO 807 KAR 5.011.

SECTION 9(1)

DATE OF ISSUE \_\_\_\_\_

DATE EFFECTIVE Jordan C. Neal  
FOR THE PUBLIC SERVICE COMMISSIONISSUED BY \_\_\_\_\_  
Name of Officer

TITLE \_\_\_\_\_

Issued by authority of an Order of the Public Service Commission of Kentucky  
in Case No. \_\_\_\_\_ dated \_\_\_\_\_

# **MOUNTAIN WATER DISTRICT**

## **WATER SHORTAGE RESPONSE PLAN**

**JULY 1, 2001**

# MOUNTAIN WATER DISTRICT WATER SHORTAGE RESPONSE PLAN

---

Section 1. Purpose. The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the Mountain Water District service area in the event a shortage is declared.

Section 2. Definitions. These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for any purpose from the Mountain Water District water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the Mountain Water District service area.
- (c) "Treated Water" shall mean water that has been introduced by the Mountain Water District into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

## Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

### Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

### Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

### Water Hauling:

- sales of domestic use where not reasonably available elsewhere.

### Public Use:

- firefighting,

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BY: Stephan O. Bell  
SECRETARY OF THE COMMISSION

- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commercial establishments.

Outdoor Non—Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboretums and public gardens of national, state, regional or community significance where necessary to preserve specimens,
- watering by commercial nurseries at a minimum rate necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,

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SECRETARY OF THE COMMISSION

- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

Air Conditioning:

- refilling for startup at the beginning of the cooling season,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non—Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commercial and Civic Use:

- serving water in restaurants, clubs, or eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

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SECRETARY OF THE COMMISSION

Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non—woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard—surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard—surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or Street.

Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles.

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

(d) “Base Entitlement” shall mean the monthly usage for a customer during the same month of the preceding calendar year of the average per customer usage for each class of service during the same month of the preceding year.

(e) “Curtailed Entitlement” shall mean the monthly usage for a customer after any curtailment percentage has been applied.

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(f) "Curtailment" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.

(g) Water Shortage Response Phases:

"**Advisory**" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"**Alert**" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

"**Emergency**" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

(h) "**Rationing**" shall mean that procedures must be established to provide for the equitable distribution of critically—limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the Mountain Water District when implemented, this Plan becomes Mountain Water District Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage of implementation of the measures necessary to curtail water use shall be approved by the Mountain Water District.

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to termination of water shortage declaration shall be made by the Board of Commissioners of Mountain Water District.

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Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 10% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the Mountain Water District draws water. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
  - (a) Declare a Water Shortage Advisory.
  - (b) Provide proper notice to all customers and to all local news media.
  - (c) Eliminate all water leaks.
  - (d) Request voluntary conservation of all non-essential (Class 3) water use.
  - (e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to % below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
  - (a) Declare Water Shortage Alert.
  - (b) Provide proper notice to all customers and to all local news media.
  - (c) Eliminate all water leaks.
  - (d) Prohibit all non—essential (Class 3) water uses.

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- (e) Curtail entitlements to all customers by the same percentage as the projected shortage.
- (f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$5.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 20% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions.)
2. Conservation and Curtailment Measures:
  - (a) Declare Water Shortage Emergency.
  - (b) Provide proper notice to all customers and to all local news media.
  - (c) Eliminate all water leaks.
  - (d) Prohibit all Class 3 uses of water.
  - (e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.
  - (f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.
  - (g) Curtail Residential entitlements by the same percentage as the projected shortage.
  - (h) Curtail entitlements to all wholesale customers by the same percentage as the projected shortage.
  - (i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$8.00 per 1,000 gallons.

D. Rationing Stage:

1. Criteria: Treated water available is greater than 20% demand or raw water supplies are below

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the level necessary to meet essential needs, and in the opinion of Mountain Water District Board of Commissioners, mandatory rationing is required to insure adequate water is available to maintain public health and safety.

2. Conservation and Curtailment Measures:

- (a) Declare Water Shortage Rationing.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all Class 3 and Class 2 uses of water.
- (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
- (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
- (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
- (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of \$15.00 per 1,000 gallons.

Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement off this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard.

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before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

- (c) Any customer whose water Service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

Section 9. Request for Exception.

- (a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the Mountain Water District Board of Commissioners for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.
- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

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